UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MISSOURI EASTERN DIVISION

MONSANTO COMPANY and MONSANTO TECHNOLOGY LLC,

Plaintiffs,

Case No. 4:09-cv-00686 (ERW)

v.

E. I. DU PONT DE NEMOURS AND CO. and PIONEER HI-BRED INTERNATIONAL, INC.,

Defendants.

DEFENDANTS' MOTION FOR LEAVE TO FILE BRIEF IN EXCESS OF PAGE LIMITATION

Defendants E. I. du Pont de Nemours and Company and Pioneer Hi-Bred International, Inc. (collectively "DuPont") respectfully request the Court for leave to file the Reply in Support of DuPont's Motion to Compel Monsanto to Use Additional Antitrust Search Terms in excess of the 15-page limit set forth in Local Rule 4.01(D). DuPont seeks leave to file a Reply Memorandum not in excess of 23½ pages. In support of this motion, Defendants state that the additional pages are necessary to adequately address the issues raised in Monsanto's 16+ page Memorandum in Opposition (Dkt. 1131). DuPont respectfully requests that this Motion be granted.

Dated: April 23, 2012 Respectfully submitted,

LEWIS, RICE & FINGERSH, L.C.

By: /s/ C. David Goerisch

Andrew Rothschild, #23145MO
C. David Goerisch, #48418MO
600 Washington Avenue, Suite 2500
St. Louis, Missouri 63101
(314) 444-7600
(314) 241-6056 (facsimile)
arothschild@lewisrice.com
dgoerisch@lewisrice.com

Robert T. Haar, #30044 MO Lisa A. Pake, #39397 MO HAAR & WOODS, LLP 1010 Market Street, Suite 1620 St. Louis, Missouri 63101 (314) 241-2224 (314) 241-2227 (facsimile) roberthaar@haar-woods.com lpake@haar-woods.com

Thomas F. Fleming Christopher T. Jagoe KAYE SCHOLER LLP 425 Park Avenue New York, New York 10022 (212) 836-8000 (212) 836-8689 (facsimile) lbenami@kayescholer.com tfleming@kayescholer.com cjagoe@kayescholer.com hsuh@kayescholer.com

Leora Ben-Ami

Donald L. Flexner **BOIES, SCHILLER & FLEXNER LLP**575 Lexington Avenue, 7th Fl.
New York, New York 10022
(212) 446-2300
(212) 446-2350 (facsimile)
dflexner@bsfllp.com

James P. Denvir Amy J. Mauser BOIES, SCHILLER & FLEXNER LLP 5301 Wisconsin Avenue, N.W. Washington, D.C. 20015 202-237-2727 202-237-6131 (facsimile) jdenvir@bsfllp.com amauser@bsfllp.com

Counsel for Defendants E.I. du Pont de Nemours and Company and Pioneer Hi-Bred International, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on April 23, 2012, I electronically transmitted the foregoing document to the Clerk of Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants:

- Steven M. Berezney steve.berezney@huschblackwell.com
- Kurt G. Calia
- kcalia@cov.com
- Matthew A. Campbell macampbell@winston.com
- Scott W. Clark sclark@mwe.com
- Joseph P. Conran joe.conran@huschblackwell.com
- Todd J. Ehlman tehlman@winston.com
- Anthony J. Franze Anthony.Franze@aporter.com
- Greg G. Gutzler greg.gutzler@huschblackwell.com
- James M. Hilmert jhilmert@winston.com
- George C. Lombardi glombardi@winston.com
- Kurt A. Mathas kmathas@winston.com
- Omri E. Praiss omri.praiss@huschblackwell.com
- John J. Rosenthal jrosenthal@winston.com

- Mark A. Smith markasmith@winston.com
- Steven G. Spears sspears@mwe.com,jjknapp@mwe.com
- Tamara M. Spicer tamara.spicer@huschblackwell.com,jean.melenbrink@huschblackwell.com
- Gail J. Standish gstandish@winston.com
- Dan K. Webb dwebb@winston.com

|--|